

110TH CONGRESS
1ST SESSION

H. R. 799

To reauthorize and improve the program authorized by the Appalachian
Regional Development Act of 1965.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 5, 2007

Mr. OBERSTAR (for himself, Mr. MICA, Ms. NORTON, Mr. GRAVES, Mr. RAHALL, Mr. LATOURETTE, Mr. HOLDEN, Mr. SHUSTER, Mr. MICHAUD, Mr. KUHLMAN of New York, Mr. HIGGINS, Mr. SPACE, Mr. ALTMIRE, Mr. WALZ of Minnesota, Mr. SHULER, Mr. ARCURI, Mr. CARNEY, Mr. COHEN, Mr. DOYLE, Mr. BOUCHER, Mr. MOLLOHAN, Mr. WILSON of Ohio, Mr. KANJORSKI, Mr. LINCOLN DAVIS of Tennessee, Mr. MARSHALL, and Mr. SCOTT of Georgia) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To reauthorize and improve the program authorized by the
Appalachian Regional Development Act of 1965.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Appalachian Regional
5 Development Act Amendments of 2007”.

1 **SEC. 2. LIMITATION ON AVAILABLE AMOUNTS; MAXIMUM**
2 **COMMISSION CONTRIBUTION.**

3 (a) GRANTS AND OTHER ASSISTANCE.—Section
4 14321(a) of title 40, United States Code, is amended—

5 (1) by striking paragraph (1)(A)(i) and insert-
6 ing the following:

7 “(i) the amount of the grant shall not
8 exceed—

9 “(I) 50 percent of administrative
10 expenses;

11 “(II) at the discretion of the
12 Commission, if the grant is to a local
13 development district that has a char-
14 ter or authority that includes the eco-
15 nomic development of a county or a
16 part of a county for which a dis-
17 tressed county designation is in effect
18 under section 14526, 75 percent of
19 administrative expenses; or

20 “(III) at the discretion of the
21 Commission, if the grant is to a local
22 development district that has a char-
23 ter or authority that includes the eco-
24 nomic development of a county or a
25 part of a county for which an at-risk
26 county designation is in effect under

1 section 14526, 70 percent of adminis-
2 trative expenses;” and

3 (2) by striking paragraph (2)(A) and inserting
4 the following:

5 “(A) IN GENERAL.—Except as provided in
6 subparagraph (B), of the cost of any activity el-
7 igible for financial assistance under this section,
8 not more than—

9 “(i) 50 percent may be provided from
10 amounts appropriated to carry out this
11 subtitle;

12 “(ii) in the case of a project to be car-
13 ried out in a county for which a distressed
14 county designation is in effect under sec-
15 tion 14526, 80 percent may be provided
16 from amounts appropriated to carry out
17 this subtitle; or

18 “(iii) in the case of a project to be
19 carried out in a county for which an at-
20 risk county designation is in effect under
21 section 14526, 70 percent may be provided
22 from amounts appropriated to carry out
23 this subtitle.”.

24 (b) DEMONSTRATION HEALTH PROJECTS.—Section
25 14502 of title 40, United States Code, is amended—

1 (1) by striking subsection (d)(2) and inserting
2 the following:

3 “(2) LIMITATION ON AVAILABLE AMOUNTS.—
4 Grants under this section for the operation (includ-
5 ing initial operating amounts and operating deficits,
6 which include the cost of attracting, training, and
7 retaining qualified personnel) of a demonstration
8 health project, whether or not constructed with
9 amounts authorized by this section, may be made for
10 up to—

11 “(A) 50 percent of the cost of that oper-
12 ation;

13 “(B) in the case of a project to be carried
14 out in a county for which a distressed county
15 designation is in effect under section 14526, 80
16 percent of the cost of that operation; or

17 “(C) in the case of a project to be carried
18 out for a county for which an at-risk county
19 designation is in effect under section 14526, 70
20 percent of the cost of that operation.”; and

21 (2) in subsection (f)—

22 (A) in paragraph (1) by striking “para-
23 graph (2)” and inserting “paragraphs (2) and
24 (3)”; and

25 (B) by adding at the end the following:

1 “(3) AT-RISK COUNTIES.—The maximum Com-
2 mission contribution for a project to be carried out
3 in a county for which an at-risk county designation
4 is in effect under section 14526 may be increased to
5 the lesser of—

6 “(A) 70 percent; or

7 “(B) the maximum Federal contribution
8 percentage authorized by this section.”.

9 (c) ASSISTANCE FOR PROPOSED LOW- AND MIDDLE-
10 INCOME HOUSING PROJECTS.—Section 14503 of title 40,
11 United States Code, is amended—

12 (1) by striking subsection (d)(1) and inserting
13 the following:

14 “(1) LIMITATION ON AVAILABLE AMOUNTS.—A
15 loan under subsection (b) for the cost of planning
16 and obtaining financing (including the cost of pre-
17 liminary surveys and analyses of market needs, pre-
18 liminary site engineering and architectural fees, site
19 options, application and mortgage commitment fees,
20 legal fees, and construction loan fees and discounts)
21 of a project described in that subsection may be
22 made for up to—

23 “(A) 50 percent of that cost;

24 “(B) in the case of a project to be carried
25 out in a county for which a distressed county

1 designation is in effect under section 14526, 80
2 percent of that cost; or

3 “(C) in the case of a project to be carried
4 out for a county for which an at-risk county
5 designation is in effect under section 14526, 70
6 percent of that cost.”; and

7 (2) by striking subsection (e)(1) and inserting
8 the following:

9 “(1) IN GENERAL.—A grant under this section
10 for expenses incidental to planning and obtaining fi-
11 nancing for a project under this section that the
12 Secretary considers to be unrecoverable from the
13 proceeds of a permanent loan made to finance the
14 project shall—

15 “(A) not be made to an organization estab-
16 lished for profit; and

17 “(B) except as provided in paragraph (2),
18 not exceed—

19 “(i) 50 percent of those expenses;

20 “(ii) in the case of a project to be car-
21 ried out in a county for which a distressed
22 county designation is in effect under sec-
23 tion 14526, 80 percent of those expenses;
24 or

1 “(iii) in the case of a project to be
2 carried out in a county for which an at-
3 risk county designation is in effect under
4 section 14526, 70 percent of those ex-
5 penses.”.

6 (d) TELECOMMUNICATIONS AND TECHNOLOGY INI-
7 TIATIVE.—Section 14504 of title 40, United States Code,
8 is amended by striking subsection (b) and inserting the
9 following:

10 “(b) LIMITATION ON AVAILABLE AMOUNTS.—Of the
11 cost of any activity eligible for a grant under this section,
12 not more than—

13 “(1) 50 percent may be provided from amounts
14 appropriated to carry out this section;

15 “(2) in the case of a project to be carried out
16 in a county for which a distressed county designa-
17 tion is in effect under section 14526, 80 percent
18 may be provided from amounts appropriated to
19 carry out this section; or

20 “(3) in the case of a project to be carried out
21 in a county for which an at-risk county designation
22 is in effect under section 14526, 70 percent may be
23 provided from amounts appropriated to carry out
24 this section.”.

1 (e) ENTREPRENEURSHIP INITIATIVE.—Section
2 14505 of title 40, United States Code, is amended by
3 striking subsection (c) and inserting the following:

4 “(c) LIMITATION ON AVAILABLE AMOUNTS.—Of the
5 cost of any activity eligible for a grant under this section,
6 not more than—

7 “(1) 50 percent may be provided from amounts
8 appropriated to carry out this section;

9 “(2) in the case of a project to be carried out
10 in a county for which a distressed county designa-
11 tion is in effect under section 14526, 80 percent
12 may be provided from amounts appropriated to
13 carry out this section; or

14 “(3) in the case of a project to be carried out
15 in a county for which an at-risk county designation
16 is in effect under section 14526, 70 percent may be
17 provided from amounts appropriated to carry out
18 this section.”.

19 (f) REGIONAL SKILLS PARTNERSHIPS.—Section
20 14506 of title 40, United States Code, is amended by
21 striking subsection (d) and inserting the following:

22 “(d) LIMITATION ON AVAILABLE AMOUNTS.—Of the
23 cost of any activity eligible for a grant under this section,
24 not more than—

1 “(1) 50 percent may be provided from amounts
2 appropriated to carry out this section;

3 “(2) in the case of a project to be carried out
4 in a county for which a distressed county designa-
5 tion is in effect under section 14526, 80 percent
6 may be provided from amounts appropriated to
7 carry out this section; or

8 “(3) in the case of a project to be carried out
9 in a county for which an at-risk county designation
10 is in effect under section 14526, 70 percent may be
11 provided from amounts appropriated to carry out
12 this section.”.

13 (g) SUPPLEMENTS TO FEDERAL GRANT PRO-
14 GRAMS.—Section 14507(g) of title 40, United States
15 Code, is amended—

16 (1) in paragraph (1) by striking “paragraph
17 (2)” and inserting “paragraphs (2) and (3)”; and

18 (2) by adding at the end the following:

19 “(3) AT-RISK COUNTIES.—The maximum Com-
20 mission contribution for a project to be carried out
21 in a county for which an at-risk county designation
22 is in effect under section 14526 may be increased to
23 70 percent.”.

1 **SEC. 3. DISTRESSED, AT-RISK, AND ECONOMICALLY**
 2 **STRONG COUNTIES.**

3 (a) DESIGNATION OF AT-RISK COUNTIES.—Section
 4 14526 of title 40, United States Code, is amended—

5 (1) in the section heading by inserting “, **at-**
 6 **risk,**” after “**Distressed**”; and

7 (2) in subsection (a)(1)—

8 (A) by redesignating subparagraph (B) as
 9 subparagraph (C);

10 (B) in subparagraph (A) by striking “and”
 11 at the end; and

12 (C) by inserting after subparagraph (A)
 13 the following:

14 “(B) designate as ‘at-risk counties’ those
 15 counties in the Appalachian region that are
 16 most at risk of becoming economically dis-
 17 tressed; and”.

18 (b) CONFORMING AMENDMENT.—The analysis for
 19 chapter 145 of such title is amended by striking the item
 20 relating to section 14526 and inserting the following:

“14526. Distressed, at-risk, and economically strong counties.”.

21 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

22 (a) IN GENERAL.—Section 14703(a) of title 40,
 23 United States Code, is amended to read as follows:

24 “(a) IN GENERAL.—In addition to amounts made
 25 available under section 14501, there is authorized to be

1 appropriated to the Appalachian Regional Commission to
2 carry out this subtitle—

3 “(1) \$65,000,000 for fiscal year 2007;

4 “(2) \$80,000,000 for fiscal year 2008;

5 “(3) \$85,000,000 for fiscal year 2009;

6 “(4) \$90,000,000 for fiscal year 2010; and

7 “(5) \$95,000,000 for fiscal year 2011.”.

8 (b) ALLOCATION OF FUNDS.—Section 14703 of title
9 40, United States Code, is amended—

10 (1) by striking subsection (b);

11 (2) by redesignating subsection (c) as sub-
12 section (b); and

13 (3) by adding at the end the following:

14 “(c) ALLOCATION OF FUNDS.—Funds approved by
15 the Commission for a project in a State in the Appa-
16 lachian region pursuant to congressional direction shall be
17 derived from such State’s portion of the Commission’s al-
18 location of appropriated amounts among the States.”.

19 **SEC. 5. TERMINATION.**

20 Section 14704 of title 40, United States Code, is
21 amended by striking “2006” and inserting “2011”.

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